

FILED BY 10 D.C. IN THE UNITED STATES DISTRICT COURT  
 FOR THE WESTERN DISTRICT OF TENNESSEE  
 05 DEC 22 AM 5:49 WESTERN DIVISION

FILED BY 388 D.C.

05 DEC 20 PM 12:20

THOMAS M. GOULD  
 UNITED STATES OF AMERICA,  
 W.D. OF TENN. MEMPHIS

Plaintiff,

v.

MILTON COLLINS,

Defendant.

THOMAS M. GOULD  
 UNITED STATES DISTRICT COURT  
 W.D. OF TENN. MEMPHIS

Criminal No. 04-20419-D

**MOTION FOR HEARING ON DEFENDANT'S WAIVER OF HIS SIXTH  
 AMENDMENT RIGHT TO COUNSEL**

Comes now the United States of America, by and through the Acting United States Attorney for the Western District of Tennessee and his duly authorized Assistant, Stephen Jones, and respectfully moves this Honorable Court for a hearing on the Defendant's right to counsel under the Sixth Amendment to the United States Constitution.

Defendant indicated to this honorable Court that he wanted to proceed at trial in February pro se. The United States respectfully requests a hearing to determine whether the Defendant can effectively waive his right to counsel pursuant to United States v. Cromer, 389 F.3d 662, 679-83 (6<sup>th</sup> Cir. 2005) and United States v. McDowell, 814 F.2d 245 (6<sup>th</sup> Cir. 1987) (appendix citing suggested inquiry).

This document entered on the docket sheet in compliance  
 with Rule 55 and/or 32(b) FRCP on 12/23/05

**MOTION GRANTED**DATE: 12-21-2005

Bernice Bouie Donald  
 BERNICE BOUIE DONALD  
 U.S. DISTRICT JUDGE

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Respectfully submitted,

LAWRENCE LAURENZI  
Acting United States Attorney

By: 

Stephen Jones, BPR# 016764  
Assistant United States Attorney  
167 No. Main, Suite 800  
Memphis, TN 38103

**CERTIFICATE OF SERVICE**

I, STEPHEN JONES, Assistant United States Attorney for the Western District of Tennessee, hereby certify that a copy of the foregoing MOTION has been forwarded to DEFENDANT Milton Collins.

This 20 day of December, 2005.



Stephen Jones  
Assistant United States Attorney



## Notice of Distribution

This notice confirms a copy of the document docketed as number 69 in case 2:04-CR-20419 was distributed by fax, mail, or direct printing on December 23, 2005 to the parties listed.

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Honorable Bernice Donald  
US DISTRICT COURT